



PATENT
Docket No.: 16869P-042900US
Client Ref. No.: 210000749US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Takenori HIROSE, et al.

Application No.: 10/081,385

Filed: February 20, 2002

For: FILM THICKNESS MEASURING
METHOD AND APPARATUS, AND THIN
FILM DEVICE MANUFACTURING
METHOD AND MANUFACTURING
APPARATUS USING SAME

Examiner: Hwa S. Lee

Art Unit: 2877

PETITION UNDER 37 CFR 1.78(a)(3)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 21, 2005

Sir:

Applicant petitions for an unintentionally delayed domestic priority claim under 37 CFR 1.78(a)(3) and a(6). The specification has been amended to include the reference required by 35 USC 120 and paragraph a(2) of this section. The surcharge set forth in § 1.17(t) is included on the accompanying Fee Transmittal. A statement that the entire delay between the date the claim was due under paragraph a(2)(ii) and the date the claim was filed was unintentional is included.

Respectfully submitted,

Robert C. Colwell
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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1370
Complete if Known

Application Number	10/081,385
Filing Date	February 20, 2002
First Named Inventor	Hirose, Takenori
Examiner Name	Hwa S. Lee
Art Unit	2877
Attorney Docket No.	16869P-042900US

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
- ☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
27	-20 or HP = 36	x	= 0			
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
7	-3 or HP = 9	x	= 0			
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: **Petition Fee - (37 CFR 1.17(t)) - Acceptance of an unintentionally delayed claim for priority**

Fees Paid (\$)**1370****SUBMITTED BY**

Signature	<i>Jesus Del Castillo</i>	Registration No. (Attorney/Agent) 51,604	Telephone 650-326-2400
Name (Print/Type)	Jesus Del Castillo		Date July 22, 2005